IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

WRIT PETITION NO. 13 OF 2001

BETWEEN

Rajesh Kumar Dubey, son of Late S.P.Dubey, aged 32 years R/o Quarter No.2-C, Street No.35, Sector-5, Bhilai, Bhilai Nagar, District Durg.

PETITIONER

AND

1. State of chhattisgarh, Through the Secretary of GOvt. of Chhattisgarh., Home (Police) Department Raipur (Chhattisgarh)

2. Inspector General of Police Bhilai, Distt, Durg.

3. Superintendent of Police, Durg.

4. Station HouseOfficer, Police Station ,Durg

5. Baldeo Singh Malwa , son of Preetam Singh Malwa aged 54 years , r/o G. E Road Malwa Market , Durg.

RESPONDENTS

PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUE OF APPROPIATE WRIT DIRECTION AND ORDERS

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

35

आदेश पत्रक

मामला क्रमांक W.P. No. 13/2001 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	19/3/2001 Mr. Vishnu Kostha, learned counsel for the petitioner. Dr. N.K. Shukla, learned Dy.A.G. for the State. Heard. Return has been filed. According to Dr. N.K. Shukla, this petition is dismissed inasmuch as the matter raised in the present petition as a non-cognizable offence. Further, since the complaint filed by the petitioner was dismissed by the Court, it was open to the petitioner to take process under relevant provisions of Cr.P.C. On careful perusal of the above averments in the petition as well as reply filed on behalf of the State, I am of the view that there is no scope for the High Court to interfere in the matter. According to learned counsel for the petitioner, the complaint of the petitioner was rejected simply on the ground that another complaint filed by respondent no.5 was pending. In substance, the submission of learned counsel for the petitioner is that if the petitioner is to take further proceeding the question of res judicata may stand in his way. It appears that the petitioner should seek remedy in appropriate forum under relevant provisions of law against the order of dismissal. With these observations and direction, this petition is disposed of. Sd/- Chief Justice	

ले देखिये